



NOTICE OF REVIEW

APDES Preliminary Draft General Permit

Alaska Department of Environmental Conservation (DEC)
Wastewater Discharge Authorization Program
555 Cordova Street
Anchorage, Alaska 99501

NOTICE OF REVIEW OF AN ALASKA POLLUTANT DISCHARGE ELIMINATION SYSTEM (APDES) **PRELIMINARY DRAFT GENERAL PERMIT** TO DISCHARGE TO WATERS OF THE UNITED STATES

DEC has prepared an APDES preliminary draft permit for the Pesticide General Permit (PGP) for discharges from the application of pesticides. Prior to the formal 30-day public notice period, DEC invites you to review the preliminary draft general permit, fact sheet, and associated documents. You can access the documents on DEC's Wastewater Discharge Authorization Program webpage at <http://dec.alaska.gov/water/wastewater/> under the Notice of Review section.

Preliminary Draft Review Period: **Start Date:** 4/1/2022 **End Date:** 4/11/2022 11:59 pm AKDT

Permit Number: AKG870000

Proposed Permit Coverage:

DEC proposes to reissue an Alaska Pollutant Discharge Elimination System (APDES) general permit (AKG870000) to regulate point source discharges of pollutants associated with the application of biological pesticides or chemical pesticides that leave a residue. This permit is commonly called the Pesticide General Permit (PGP). The PGP would apply statewide except for lands within the Metlakatla Indian Reserve and the Denali National Park Preserve.

Background information

Conditions and requirements in the proposed 2022 PGP remain unchanged from the previously issued 2017 PGP. In Appendix A, DEC will add the definition for the term "Pesticide discharges to waters of the United States from pesticide application" and update the definition "pesticide residue" to be consistent with 40 CFR 122.2. The PGP covers point source discharges of pollutants associated with the application of biological or chemical pesticides that leave a residue from the following use patterns: 1) mosquito and other flying insect pest control; 2) weed and algae control; 3) animal pest control; and 4) forest canopy pest control.

Description of discharge

A pesticide residue means for the purpose of determining whether an APDES permit is needed for discharges to waters of the United States from pesticide application that is discharged from a point source to waters of the United States and no longer provides pesticidal benefits. It includes any degradates of pesticide. [40 CFR 122.2]

Pesticide discharges to waters of the United States from pesticide application means the discharges that result from the application of biological pesticides, and the application of chemical pesticides that leave a residue, from point sources to waters of the United States. In the context of this definition of pesticide discharges to waters of the United States from pesticide application, this does not include agricultural storm water discharges and return flows from irrigated agriculture, which are excluded by law (33 U.S.C. 1342(1); 33 U.S.C. 1362(14)). [40 CFR 122.2]

No mixing zone is proposed in the PGP.

General Permit additional information

Any operator that meets the eligibility requirements of the general permit will be authorized to discharge after filing a Notice of Intent (NOI) with DEC so long as all conditions of the permit are met. To aid in determining if an operator needs to submit a NOI or a summary of the requirements under the PGP, a web-based decision tool is available for assistance at <https://dec.alaska.gov/water/wastewater/stormwater/pesticide/pgp-tool/>. Additional information for APDES PGP can also be located at the Departments website <https://dec.alaska.gov/water/wastewater/stormwater/pesticide/>.

The public has an opportunity to comment and provide information for this general permit; however, public notice will not be issued for individual NOIs submitted by qualified facilities. The general permit will expire five years after the effective date.

For inquiries or to request copies of documents, contact:

DEC Contact: [Jim Rypkema](mailto:Jim.Rypkema@alaska.gov); 907-334-2288; Jim.Rypkema@alaska.gov

Administrative Record:

The APDES preliminary draft permit, fact sheet, and associated documents are available for public review at the DEC offices located in Anchorage, Fairbanks, Juneau, Soldotna, and Wasilla. Please contact the office of your choice to arrange for hard copies of the documents to be available for your review.

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Anchorage , AK 99501	Fairbanks , AK 99709	Juneau , AK 99811-1800
907-269-6285	907-451-2100	<u>Location:</u> 410 Willoughby Street, Suite 303, Juneau , AK 907-465-5300

If you would like further information or to see any additional supporting technical documents, contact Jim Rypkema. The documents are also accessible from the DEC website at: <http://dec.alaska.gov/water/wastewater/>.

To receive email notifications about the APDES Program, including when permits are available to review, subscribe to the APDES email list at <http://list.state.ak.us/mailman/listinfo/DEC-APDES/>.

Disability Reasonable Accommodation Notice

The State of Alaska, Department of Environmental Conservation complies with Title II of the Americans with Disabilities Act of 1990. If you are a person with a disability who may need a special accommodation in order to participate in this public process, please contact Brian Blessington at 907-269-6272 or TDD Relay Service 1-800-770-8973/TTY or dial 711 within 10 days of publication of this notice to ensure that any necessary accommodations can be provided.